

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:) Chapter 11
)
KATERRA INC., et al., ¹) Case No. 21-31861 (DRJ)
)
Debtors.) (Jointly Administered)
)
) Re: Docket Nos. 938, 943, 946, 1047,
) 1054, 1086

NOTICE OF FILING OF THIRD AMENDED PLAN SUPPLEMENT

PLEASE TAKE NOTICE THAT on September 16, 2021, the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed the *Notice of Filing of Plan Supplement* [Docket No. 1047] (the “Plan Supplement”).²

PLEASE TAKE FURTHER NOTICE THAT on September 17, 2021, the Debtors filed the *Notice of Filing of Amended Plan Supplement* (the “Amended Plan Supplement”) [Docket No. 1054]. The Amended Plan Supplement includes an amended Schedule B(ii) listing retained causes of action related to certain transfers.

PLEASE TAKE FURTHER NOTICE THAT on September 23, 2021, the Debtors filed the *Notice of Filing of Second Amended Plan Supplement* (the “Second Amended Plan Supplement”) [Docket No. 1086]. The Second Amended Plan Supplement includes an amended Exhibit C identifying the Plan Administrator and the terms of the Plan Administrator’s compensation.

PLEASE TAKE FURTHER NOTICE THAT the Debtors hereby file this *Notice of Filing of Third Amended Plan Supplement* (this “Third Amended Plan Supplement”), which includes the following documents (and redlines showing changes, if applicable), as may be modified, amended, or supplemented from time to time:

Exhibit A	Schedule of Assumed Executory Contracts and Unexpired Leases
Exhibit B	Schedule of Retained Causes of Action
Exhibit F	Non-Released D&O Parties

¹ A complete list of each of the Debtors in these Chapter 11 Cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://cases.primeclerk.com/katerra>. The location of Debtor Katterra Inc.’s principal place of business and the Debtors’ service address in these Chapter 11 Cases is 9305 East Via de Ventura, Scottsdale, Arizona 85258.

² Capitalized terms not otherwise defined herein shall have the same meanings set forth in the Plan or Disclosure Statement, as applicable.

Notwithstanding the foregoing, pursuant to the Plan and the Disclosure Statement Order, the Debtors have the right to amend the documents contained in, and exhibits to, the Plan Supplement through the Effective Date pursuant to the terms of the Plan.

This Third Amended Plan Supplement shall be deemed incorporated into and part of the Plan as if set forth therein in full. In the event of an inconsistency between the Plan and any document included in the Third Amended Plan Supplement, the terms of the relevant provision in the Third Amended Plan Supplement document shall control (unless stated otherwise in such Third Amended Plan Supplement document or in the Confirmation Order). In the event of an inconsistency between the Plan or the Third Amended Plan Supplement and the Confirmation Order, the Confirmation Order shall control.

Houston, Texas
October 20, 2021

/s/ Matthew D. Cavanaugh

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*Co-Counsel to the Debtors
and Debtors in Possession*

Certificate of Service

I certify that on October 20, 2021, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Matthew D. Cavanaugh
Matthew D. Cavanaugh

Exhibit F

Non-Released D&O Parties

Non-Released D&O Parties

IF YOU WERE AN OFFICER OR DIRECTOR OF THE DEBTORS AT ANY TIME AND YOUR CLAIMS HAVE NOT PREVIOUSLY BEEN RELEASED BY THE DEBTORS, CAUSES OF ACTION MAY BE BROUGHT AGAINST YOU WHETHER OR NOT YOUR NAME HAS BEEN INCLUDED ON THIS SCHEDULE.

Name	Position	Debtor
ALVAREZ, TIM	VP	Katerra Architecture LLC; Katerra Engineering LLC
BHAT, RAVI	VP Engineering Operations	Katerra Inc.
BURKE, SEAN	President	Dangoo Electronics (USA) Co. Ltd.
CAULFIELD, JIM	VP and Authorized Officer	Katerra Construction LLC
CAULFIELD, ROB	VP and Authorized Officer	Katerra Construction LLC
CHEN, GA-LANE	Director	Katerra Inc.
CURTIS, CRAIG	President/CEO	Lord, Aeck & Sargent, Inc.
FELICE, RICK	VP and Authorized Officer	Katerra Construction LLC
FIFER, KATHERINE	Treasurer	AlgoSquare Inc.; CAPGro Construction Management, LLC; Dangoo Electronics (USA) Co. Ltd.; Hillsboro 1 Project LLC; Hillsboro 2 Project LLC; Katerra Construction LLC; Katerra Inc.; Katerra Pearson Ranch Investment LLC; Katerra Pegasus RiNo Investment LLC; Katerra RO2 Knipe Village Investment LLC; Katerra XSC Houston Investment LLC; Kirkland 1 Project LLC; Kirkland 2 Project LLC; Lord, Aek &

		Sargent, Inc.; Roots Software, LLC; UEB Builders, Inc.
FISHER, ADAM	Director	Katerra Inc. (Cayman)
FRANICH, BRENDAN	Secretary and Director	AlgoSquare Inc.; CAPGro Construction Management, LLC; Dangoo Electronics (USA) Co.; Hillsboro 1 Project LLC; Hillsboro 2 Project LLC; Katerra Affordable Housing, LLC; Katerra Inc.; Katerra Pearson Ranch Investment LLC; Katerra Pegasus RiNo Investment LLC; Katerra RO2 Knipe Village Investment LLC; Katerra XSC Houston Investment LLC; Kirkland 1 Project LLC; Kirkland 2 Project LLC; Lord, Aeck & Sargent, Inc.; Roots Software, LLC; UEB Builders, Inc.
FRANICH, BRENDAN	President, Chief Executive Officer, Secretary, and Director	Apollo Technologies, Inc.
FRANICH, BRENDAN	Vice President and Director	Katerra Architecture LLC
FRANICH, BRENDAN	Director	Katerra Engineering LLC; Valpico Glenbriar Apartments LLC; WM Aviation, LLC
FRANICH, BRENDAN	Manager	Kirkland 1 Project MM LLC
HOOPES, JEFF	Director	Katerra Inc.
HUI, JOHN	Director	Katerra Inc.
JAEGERS, ERIC	VP and Authorized Officer	Katerra Construction LLC
KEILTY, TOM	VP and Authorized Officer	Katerra Construction LLC
KHAN, NEJEEB	Head of Design & Business Strategy	Katerra Inc.

KIBSGAARD, PAAL	Director	AlgoSquare Inc.; CAPGro Construction Management, LLC; Hillsboro 1 Project LLC; Hillsboro 2 Project LLC; Katerra Affordable Housing, LLC; Katerra Construction LLC; Katerra Inc. (Cayman); Katerra Pearson Ranch Investment LLC; Katerra Pegasus RiNo Investment LLC; Katerra RO2 Knipe Village Investment LLC; Katerra XSC Houston Investment LLC; Kirkland 1 Project LLC; Kirkland 2 Project LLC; Roots Software, LLC; UEB Builders, Inc.; Valpico Glenbriar Apartments LLC
KIBSGAARD, PAAL	President and Director	Dangoo Electronics (USA) Co. Ltd.
KIBSGAARD, PAAL	Chief Executive Officer/ Director	Katerra Inc.
KIBSGAARD, PAAL	Manager and Director	WM Aviation, LLC
KIM, SUSAN	Secretary/Treasurer	Katerra Inc. (Cayman)
KNIGHT, BRAD	Director	Katerra Inc.
LANGE, MARK	Vice President	Lord, Aeck & Sargent, Inc.
MARKS, MICHAEL	Director	Katerra Inc.; Katerra Inc. (Cayman)
MARSH, MATTHEW	Chief Financial Officer	Apollo Technologies, Inc.; CAPGro Construction Management, LLC; Dangoo Electronics (USA) Co. Ltd.; Katerra Construction LLC; Lord, Aeck & Sargent, Inc.; Roots Software, LLC
MARSH, MATTHEW	Director	Katerra Inc.; Katerra RO2 Knipe Village Investment

		LLC; Katerra XSC Houston Investment LLC
MARSH, MATTHEW	Manager and Director	Katerra Pearson Ranch Investment LLC
MARSH, MATTHEW	Manager	Kirkland 1 Project MM LLC; Kirkland 2 Project LLC; WM Aviation, LLC
MEHTA, NEIL	Director	Katerra Inc.
OBRIEN, JAMES SCOTT	Vice President	Lord, Aeck & Sargent, Inc.
PICARD, LISA	Director	Katerra Inc. (Cayman)
RANDALL, MARK	Director	Katerra Inc.
REED, KATRINA	Vice President	Katerra Architecture LLC; Katerra Engineering LLC
SHIVRAM, KRISHNA	Financial Advisor to the CEO	Katerra Inc.
SMITH, ZACH	Director and Officer	Bristlecone 28th Ave, LLC; Bristlecone Residential, LLC; Edge @ LoHi, LLC
SOLOMON, JOANNE	Chief Financial Officer	Katerra Inc. (Cayman)
TACHOUET, MATT ¹	Global Corporate Controller	Katerra Inc.
WATSON, WILLIAM	Vice President	Katerra Engineering LLC
WEAVER, KYLE	Vice President and Authorized Officer	Katerra Affordable Housing, LLC
YEUNG, ALAN	Director	Katerra Inc. (Cayman)

¹ Any recovery on any Causes of Action against Matt Tachouet, including by way of settlement or judgment, shall be satisfied solely by and to the extent of the proceeds of the Debtors' available insurance policies covering such Causes of Action.